



Atlantic Richfield Company
(a BP affiliated company)

P.O. Box 1257
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RECEIVED

10:19 am, May 01, 2009

Alameda County
Environmental Health



30 April 2009

Re: First Quarter 2009 Status Report
Former Richfield Oil Company Station #402
1450 Fruitvale Avenue
Oakland, California
ACEH Case No.RO307

"I declare, that to the best of my knowledge at the present time, that the information and/or recommendations contained in the attached document are true and correct."

Submitted by:

Paul Supple
Environmental Business Manager

30 April 2009

Project No. 08-08-602

Atlantic Richfield Company
P.O. Box 1257
San Ramon, California 94583
Submitted via ENFOS

Attn.: Mr. Paul Supple

Re: First Quarter 2009 Status Report, Former Richfield Oil Company Station #402,
1450 Fruitvale Avenue, Oakland, California; ACEH Case #RO0000307

Dear Mr. Supple:

Provided herein is the *First Quarter 2009 Status Report* for Former Richfield Oil Company Station #402 located at 1450 Fruitvale Avenue, Oakland, California (Site). This report presents a summary of current developments regarding the Site through the First Quarter 2009.

Should you have questions regarding this submission, please do not hesitate to contact us at (530) 566-1400.

Sincerely,

BROADBENT & ASSOCIATES, INC.



Thomas A. Venus, P.E.
Senior Engineer



Robert H. Miller, P.G., C.HG.
Principal Hydrogeologist



Enclosures

cc: Mr. Paresh Khatri, ACEH (Submitted via ACEH ftp Site)
Mr. Ken Phares, c/o Jay Phares Corporation, 10700 MacArthur Blvd., Oakland, CA 94605
Mr. Bill Puha, Fruitvale Farnam Associates, LLC, 141 Woodland Way, Piedmont, CA 94611

STATION #402 QUARTERLY STATUS REPORT

Facility: #402	Address:	1450 Fruitvale Avenue, Oakland, California
Environmental Business Manager:		Mr. Paul Supple
Consulting Company/Contact Person:		Broadbent & Associates, Inc. (BAI)/Rob Miller & Tom Venus (530)566-1400
Primary Agency/Regulatory ID No.:		Alameda County Environmental Health (ACEH) ACEH Case #RO0000307
Consultant Project No.:		08-08-602

WORK PERFORMED THIS QUARTER (First Quarter 2009):

1. Prepared and submitted Fourth Quarter 2008 Status Report.
2. No environmental field work was conducted at the Site during the First Quarter of 2009.

WORK PROPOSED FOR NEXT QUARTER (Second Quarter 2009):

1. Prepared and submitted this First Quarter 2009 Status Report (contained herein).
2. Continue to seek involvement of co-responsible parties to implement approved field work.
3. No environmental field work is scheduled at the Site during the Second Quarter 2009.

DISCUSSION:

In a letter dated 16 October 2008, ACEH stated that Atlantic Richfield Company (a BP affiliated company) should still be considered a Responsible Party for this Site despite the fact that Atlantic Richfield Company refuted this status in letters dated 20 June and 4 September 2008. The 16 October 2008 ACEH letter also requested the completion of a soil and groundwater investigation as previously approved in the ACEH letter dated 22 June 2006. The approved *Work Plan – Monitoring Well Installation, 1450 Fruitvale Avenue, Oakland, California* had been prepared by AEI Consultants for Fruitvale-Farnam Associates, LLC and was dated 3 March 2005. Atlantic Richfield Company has attempted to contact the other listed co-Responsible Parties in order to collectively implement the approved scope of work. However, this endeavor has resulted in limited success. Mr. & Mrs. Curtis and Joyce Thomas cannot be located or contacted. According to Mr. Ken Phares in care of Jay Phares Corporation (who is apparently no longer a co-RP), Mr. Bill Puha (Fruitvale-Farnam Associates, LLC) wants no involvement with the release cleanup and is not interested in sharing cleanup costs. Atlantic Richfield Company has asked Mr. Phares whether Mr. Puha might be interested in applying to the California UST Cleanup Fund. Atlantic Richfield Company has directed Mr. Eric Holm of Delta Environmental Consultants, Inc. to send Mr. Ken Phares information on the Cleanup Fund and to assist him with pursuing coverage for Mr. Puha/Fruitvale Farnam Associates LLC. Another option being explored is using private investigators to locate Mr. & Mrs. Curtis and Joyce Thomas for the purposes of having one of them sign a cleanup fund application as claimant. Further updates of co-Responsible Party status will be provided to ACEH when new developments or information becomes available, but at least on a quarterly basis.